IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WP(C).No. 36538 of 2004(Y)

AGAINST THE ORDER IN EP.NO.21/1999 IN
OS.15/1987 of ADDL.SUB COURT, NORTH PARAVUR

.....

PETITIONER:

RADHAKRISHNAN NAIR, AGED 59, S/O.LATE
GOVINDA PILLAI, C.M.C.BUILDING, ALUVA,
ALUVA WEST VILLAGE, ALUVA TALUK.

BY ADV. SRI.V.K.SIDHIK KOYAMMED
SMT.SAJITHA SIDHIK

RESPONDENTS:

---

1. CARDAMOM MARKETING CO.(TRAVNCORE) LTD.,
REP. BY ITS SECRETARY.

2. PADMAVATHY AMMA, D/O.MADHAVI AMMA,
C.M.C.BUILDING, BANK ROAD, ALUVA, ALUVA WEST
VILLAGE.

3. GOPALAKRISHNAN NAIR, S/O.GOVINDA PILLAI
DO. DO.

4. VIJAYAKRISHNAN NAIR, S/O.GOVINDA PILLAI
DO.

5. MOHANAKRISHNAN NAIR, S/O.GOVINDA PILLAI,
DO. DO.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

.....

W.P.(C)No.36538 OF 2004

.....

DATED THIS THE 18TH JUNE, 2007

J U D G M E N T

In this Writ Petition under Article 227 of the Constitution, the claim petitioner challenges the order of the execution court directing delivery of the decree-schedule property. Even though stay was applied for, this Court did not become inclined to grant stay. Though notice on admission was ordered as early as on 16.12.2004, the petitioner for obvious reasons did not take steps. In all probability, the building in question has been delivered over and the Writ Petition has become infructuous. Today there is no representation also for the petitioner.

The Writ Petition is dismissed.

(PIUS C.KURIAKOSE, JUDGE)

tgl